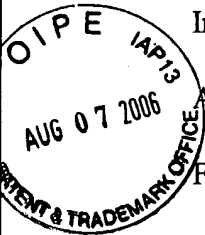


IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

#4



In re the Application of: **Kazuo WATANABE et al.**

Group Art Unit:

Application No.: 10/509,420

Examiner: **Deborah D. Williams**

Filed: **September 24, 2004**

Confirmation No.: 6725

For: **NOVEL ROOT-KNOT-NEMATODE-RESISTANCE GENE AND
APPLICATION THEREOF**

Attorney Docket Number: **042824**
Customer Number: **38834**

PETITION TO WITHDRAW HOLDING OF ABANDONMENT

OFFICE OF PETITIONS
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

August 7, 2006

RECEIVED

AUG 21 2006

OFFICE OF PETITIONS

Sir:

A Notice of Abandonment was mailed June 14, 2006 in connection with the above-identified application. The Notice indicated that no reply had been received for the Office Action mailed on April 20, 2005. However, a Response to Notification to Comply with Requirements for Patent Application Containing Nucleotide and/or Amino Acid Sequence Disclosures was filed on June 16, 2005, as evidenced by the attached date-stamped postcard. A copy of the response and the date-stamped postcard are attached. Applicants therefore request withdrawal of the holding of abandonment.

Petition to Withdraw Holding of Abandonment
Application No. 11/011,113
Attorney Docket No. 043090

If any fees are due for consideration of this petition, please charge Deposit Account No.
50-2866.

Respectfully submitted,

WESTERMAN, HATTORI, DANIELS & ADRIAN, LLP

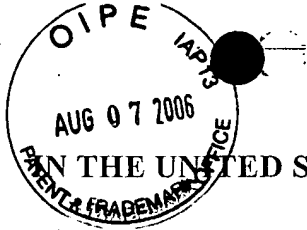


Stephen G. Adrian

Registration No. 32,878
Telephone: (202) 822-1100
Facsimile: (202) 822-1111

SGA/arf

Enclosures: Response Notification to Comply with Requirements for Patent Application
Containing Nucleotide and/or Amino Acid Sequence Disclosures
Date Stamped Post Card



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re the Application of:
Kazuo WATANABE et al.

Group Art Unit:

COPY

Serial No.: 10/509,420

Examiner: **Deborah D. Williams**

Filed: September 24, 2004

Confirmation No.: 6725

For: **NOVEL ROOT-KNOT-NEMATODE-RESISTANCE GENE AND
APPLICATION THEREOF**

Attorney Docket Number: 042824

Customer Number: 38834

**RESPONSE TO NOTIFICATION TO COMPLY WITH REQUIREMENTS FOR
PATENT APPLICATION CONTAINING NUCLEOTIDE AN/OR AMINO ACID
SEQUENCE DISCLOSURES**

Commissioner for Patents
P. O. Box 1450
Alexandria, VA 22313-1450

Date: June 16, 2005

RECEIVED

Sir:

AUG 21 2006

This paper is filed in response to the Notice dated April 20, 2005.

OFFICE OF PETITIONS

Submitted herewith is the Sequence Listing for the above-identified application both in a paper copy form and in a computer readable form. The name of the file on the computer readable form is "042824 sequence listing". The paper copy and the computer readable form are the same. The submission does not include any new matter. Please enter the sequence listing in the application.

RESPONSE TO NOTIFICATION TO COMPLY WITH REQUIREMENTS FOR PATENT
APPLICATION CONTAINING NUCLEOTIDE AN/OR AMINO ACID SEQUENCE
DISCLOSURES

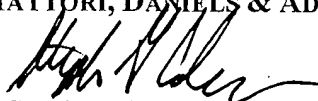
Attorney Docket No. 042824

Serial No. 10/509,420

In the event any fees are required in connection with this paper, please charge Deposit
Account No. 50-2866.

Respectfully submitted,

WESTERMAN, HATTORI, DANIELS & ADRIAN, LLP



Stephen G. Adrian

Attorney for Applicants

Registration No. 32,878

Telephone: (202) 822-1100

Facsimile: (202) 822-1111

SGA/arf

Attachments: Diskette
Paper Copy Form



SEQUENCE LISTING

RECEIVED

AUG 21 2006

OFFICE OF PETITIONS

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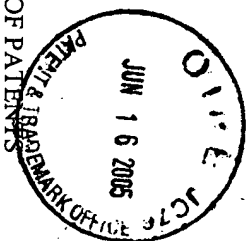
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COPY

U.S. Patent Application
Serial No.: 10/509,420
Applicant: Kazuo WATANABE et al.
Papers filed herewith on: June 16, 2005

Docket No: 042824
Filed: September 24, 2004

Response to Notification to Comply with Requirements for Patent Application Containing
Nucleotide an/or Amino Acid Sequence Disclosures



COMMISSIONER OF PATENTS
Receipt is hereby acknowledged of the papers filed as indicated
in connection with the above-identified case.

SGA/art